



DEC 16 2004

Practitioner's Docket No. MPI00-537OMNIRCEM

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: McCarthy, Sean A., et al.  
Application No.: 09/766,511 Group No.: 1646  
Filed: January 19, 2001 Examiner: Jiang, Dong  
For: NUCLEIC ACIDS ENCODING TANGO405 AND FUNCTIONAL FRAGMENTS  
AND USES THEREOF (as amended)

**Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**TRANSMITTAL**

1. Transmitted herewith for this application is/are:
  - a. This Transmittal which includes a request for extension of time (2 pages – in duplicate);
  - b. Amendment Under 37 C.F.R. §1.111 (12 pages);
  - c. Appendix A (1 page);
  - d. Transmittal of Supplemental Information Disclosure Statement (2 pages – in duplicate);
  - e. Supplemental Information Disclosure Statement (2 pages);
  - f. Form PTO/SB/08B (1 page);
  - g. Copies of References B1-B3 (19 pages);
  - h. Statement of Limited Recognition under 37 CFR §10.9 (b) for Mario Cloutier (1 page); and
  - i. Return Postcard.

**STATUS**

2. Applicant is other than a small entity.

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**CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10\***

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

deposited with the United States Postal Service in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. SECTION 1.8(a)**

**37 C.F.R. SECTION 1.10\***

with sufficient postage as first class mail.

as "Express Mail Post Office to Address"  
Mailing Label No. **09766511**

**TRANSMISSION**

transmitted by facsimile to the Patent and Trademark Office.

**Signature**

**Sean Hunziker**

(type or print name of person certifying)

Date: December 14, 2004

**\*WARNING: Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.**

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Practitioner's Docket No. MPI00-537OMNIRCEM  
**PETITION FOR EXTENSION OF TIME**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(3)) for a three month extension:

Fee: \$1,020.00

Extension fee due with this request \$1,020.00

If an additional extension of time is required, please consider this a petition therefor.

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY
Claims Remaining After Amendment	Highest No. Previously Paid For	Present Extra	
Total 12	Minus 43	= 0	\$18.00 = \$0.00
Indep. 2	Minus 2	= 0	\$88.00 = \$0.00
Multiple Dependent Claims	no		\$300.00 = \$0.00
		Total Addit. Fee	\$0.00
		Total additional fee for claims required	\$0.00

**FEE PAYMENT**

5. Charge Account No. 501668 the sum of \$1,020.00 (which includes the \$1,020.00 extension fee). A duplicate of this transmittal is attached.

**FEE DEFICIENCY**

6. If any additional extension and/or fee is required, charge Account No. 501668.  
If any additional fee for claims is required, charge Account No. 501668.

December 14, 2004

MILLENNIUM PHARMACEUTICALS, INC.

By Mario Cloutier  
Mario Cloutier  
Limited Recognition Under 37 C.F.R. §10.9(b)  
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